

AMENDED IN SENATE JULY 11, 2013
AMENDED IN ASSEMBLY MAY 24, 2013
AMENDED IN ASSEMBLY MAY 6, 2013
AMENDED IN ASSEMBLY APRIL 23, 2013
AMENDED IN ASSEMBLY APRIL 1, 2013
AMENDED IN ASSEMBLY MARCH 14, 2013
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 549

Introduced by Assembly Member Jones-Sawyer

February 20, 2013

An act to amend Section 32282 of the Education Code, relating to school safety.

LEGISLATIVE COUNSEL'S DIGEST

AB 549, as amended, Jones-Sawyer. Comprehensive school safety plans: mental health professionals and police role on campus guidelines.

Existing law provides that school districts and county offices of education are responsible for the overall development of a comprehensive school safety plan for its schools operating kindergarten or any of grades 1 to 12, inclusive. Existing law requires the schoolsite council of a school to write and develop the comprehensive school safety plan relevant to the needs and resources of the particular school, except as specified with regard to a small school district. Existing law requires the comprehensive school safety plan to include specified strategies and programs that will provide or maintain a high level of school safety. Existing law encourages, as comprehensive school safety

plans are reviewed and updated, all plans to include policies and procedures aimed at the prevention of bullying.

This bill would also encourage the comprehensive school safety plans to include clear guidelines, as provided, for the roles and responsibilities of mental health ~~and intervention professionals, if intervention professionals are used, school resource officers, and police officers on the school campus.~~ professionals, community intervention professionals, school counselors, school resource officers, and police officers on school campus, if the school district uses these people.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 32282 of the Education Code is amended
2 to read:

3 32282. (a) The comprehensive school safety plan shall include,
4 but not be limited to, both of the following:

5 (1) Assessing the current status of school crime committed on
6 school campuses and at school-related functions.

7 (2) Identifying appropriate strategies and programs that will
8 provide or maintain a high level of school safety and address the
9 school's procedures for complying with existing laws related to
10 school safety, which shall include the development of all of the
11 following:

12 (A) Child abuse reporting procedures consistent with Article
13 2.5 (commencing with Section 11164) of Chapter 2 of Title 1 of
14 Part 4 of the Penal Code.

15 (B) Disaster procedures, routine and emergency, including
16 adaptations for pupils with disabilities in accordance with the
17 federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec.
18 12101 et seq.). The disaster procedures shall also include, but not
19 be limited to, both of the following:

20 (i) Establishing an earthquake emergency procedure system in
21 every public school building having an occupant capacity of 50
22 or more pupils or more than one classroom. A school district or
23 county office of education may work with the California
24 Emergency Management Agency and the *Alfred E. Alquist* Seismic
25 Safety Commission to develop and establish the earthquake

1 emergency procedure system. The system shall include, but not
2 be limited to, all of the following:

3 (I) A school building disaster plan, ready for implementation
4 at any time, for maintaining the safety and care of pupils and staff.

5 (II) A drop procedure whereby each pupil and staff member
6 takes cover under a table or desk, dropping to his or her knees,
7 with the head protected by the arms, and the back to the windows.

8 A drop procedure practice shall be held at least once each school
9 quarter in elementary schools and at least once a semester in
10 secondary schools.

11 (III) Protective measures to be taken before, during, and
12 following an earthquake.

13 (IV) A program to ensure that pupils and both the certificated
14 and classified staff are aware of, and properly trained in, the
15 earthquake emergency procedure system.

16 (ii) Establishing a procedure to allow a public agency, including
17 the American Red Cross, to use school buildings, grounds, and
18 equipment for mass care and welfare shelters during disasters or
19 other emergencies affecting the public health and welfare. The
20 school district or county office of education shall cooperate with
21 the public agency in furnishing and maintaining the services as
22 the school district or county office of education may deem
23 necessary to meet the needs of the community.

24 (C) Policies pursuant to subdivision (d) of Section 48915 for
25 pupils who committed an act listed in subdivision (c) of Section
26 48915 and other school-designated serious acts that would lead to
27 suspension, expulsion, or mandatory expulsion recommendations
28 pursuant to Article 1 (commencing with Section 48900) of Chapter
29 6 of Part 27 of Division 4 of Title 2.

30 (D) Procedures to notify teachers of dangerous pupils pursuant
31 to Section 49079.

32 (E) A discrimination and harassment policy consistent with the
33 prohibition against discrimination contained in Chapter 2
34 (commencing with Section 200) of Part 1.

35 (F) The provisions of a schoolwide dress code, pursuant to
36 Section 35183, that prohibits pupils from wearing “gang-related
37 apparel,” if the school has adopted that type of a dress code. For
38 those purposes, the comprehensive school safety plan shall define
39 “gang-related apparel.” The definition shall be limited to apparel
40 that, if worn or displayed on a school campus, reasonably could

1 be determined to threaten the health and safety of the school
2 environment. A schoolwide dress code established pursuant to this
3 section and Section 35183 shall be enforced on the school campus
4 and at any school-sponsored activity by the principal of the school
5 or the person designated by the principal. For purposes of this
6 paragraph, “gang-related apparel” shall not be considered a
7 protected form of speech pursuant to Section 48950.

8 (G) Procedures for safe ingress and egress of pupils, parents,
9 and school employees to and from school.

10 (H) A safe and orderly environment conducive to learning at
11 the school.

12 (I) The rules and procedures on school discipline adopted
13 pursuant to Sections 35291 and 35291.5.

14 (b) It is the intent of the Legislature that schools develop
15 comprehensive school safety plans using existing resources,
16 including the materials and services of the partnership, pursuant
17 to this chapter. It is also the intent of the Legislature that schools
18 use the handbook developed and distributed by the School/Law
19 Enforcement Partnership Program entitled “Safe Schools: A
20 Planning Guide for Action” in conjunction with developing their
21 plan for school safety.

22 (c) Grants to assist schools in implementing their comprehensive
23 school safety plan shall be made available through the partnership
24 as authorized by Section 32285.

25 (d) Each schoolsite council or school safety planning committee
26 in developing and updating a comprehensive school safety plan
27 shall, where practical, consult, cooperate, and coordinate with
28 other schoolsite councils or school safety planning committees.

29 (e) The comprehensive school safety plan may be evaluated and
30 amended, as needed, by the school safety planning committee, but
31 shall be evaluated at least once a year, to ensure that the
32 comprehensive school safety plan is properly implemented. An
33 updated file of all safety-related plans and materials shall be readily
34 available for inspection by the public.

35 (f) As comprehensive school safety plans are reviewed and
36 updated, the Legislature encourages all plans, to the extent that
37 resources are available, to include both of the following:

38 (1) Policies and procedures aimed at the prevention of bullying.

39 (2) Clear guidelines for the roles and responsibilities of mental
40 health and intervention professionals, if the school district uses

1 ~~intervention professionals, school resource officers, and police~~
2 ~~officers on the school campus.~~ *professionals, community*
3 *intervention professionals, school counselors, school resource*
4 *officers, and police officers on school campus, if the school district*
5 *uses these people.* The guidelines may include primary strategies
6 to create and maintain a positive school climate, promote school
7 safety, and increase pupil achievement, and prioritize mental health
8 and intervention services, restorative and transformative justice
9 programs, and positive behavior interventions and support.
10 (g) The comprehensive school safety plan, as written and
11 updated by the schoolsite council or school safety planning
12 committee, shall be submitted for approval under subdivision (a)
13 of Section 32288.